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3731

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PATENT

Practitioner's Docket No. 117163.00029

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Schaldach, et al

Application No.: 09/974,780
Filed: 10/10/2001
For: STENT

Group No.: 3731
Examiner: Baxter, J.

**RESPONSE UNDER
37 C.F.R. § 1.116
EXPEDITED PROCEDURE
EXAMINING GROUP
3731**

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AMENDMENT OR RESPONSE AFTER FINAL REJECTION--TRANSMITTAL

CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10*
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37 C.F.R. § 1.8(a)

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Signature
Becky A. Reese

(type or print name of person certifying)

Date: 5/28/04

* Only the date of filing (' 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under ' 1.8 continues to be taken into account in determining timeliness. See ' 1.703(f). Consider "Express Mail Post Office to Addressee" (' 1.10) or facsimile transmission (' 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

1. Transmitted herewith is an amendment after final rejection (37 C.F.R. 1.116) for this application.

STATUS

2. Applicant is other than a small entity.

EXTENSION OF TERM

3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply. Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

FEE FOR CLAIMS

4. The fee for claims (37 C.F.R. 1.16(b)-(d)) has been calculated as shown below:

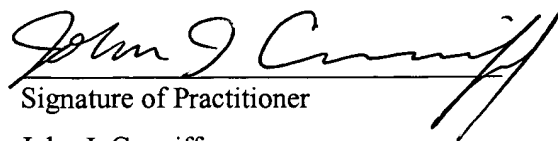
	(Col. 1)		(Col. 2)	(Col. 3)	OTHER THAN A SMALL ENTITY	
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Addit Fee
Total	48	Minus	60	= 0	x \$18.00 =	\$0
Indep	2	Minus	3	= 0	x \$86.00 =	\$0
First Presentation of Multiple Dependent Claim					+ \$290.00=	\$0
					Total Addit. Fee	\$0

FEE DEFICIENCY

5. If any additional extension and/or fee is required, charge Account No. 15-0450.
- If any additional fee for claims is required, charge Account No. 15-0450.

Date: 28 May 2004

Reg. No.: 42,451
Tel. No.: 330-864-5550
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Signature of Practitioner

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Schaldach et al.

Examiner: Baxter, J.

Ser. No.: 09/974,780

Art Group: 3731

Title: STENT

Filed: 10 October 2001

Date: 28 May 2004

DB
9,22
#12/C
NE

RESPONSE AFTER FINAL OFFICE ACTION

In response to the Examiner's Office Action of 2 April 2004, please amend the above-identified application as follows:

Amendments to the Specification - none made;

Amendments to the Claims – are reflected in the listing of the claims, which begins on page 2;

Amendments to the Drawings – none made; and

Remarks – begin on page 10.

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